

CERTIFICATE OF DEATH

STATE FILE NUMBER

DECEASED NAME FIRST		MIDDLE		LAST		SEX	DATE OF DEATH (Month, Day, Year)
1 Thomas		W		Trembley		2 M	3 7-25-92
DATE OF BIRTH (Month, Day, Year)		AGE - Last Birthday	UNDER 1 YEAR		UNDER 1 DAY		RACE - White, Black, American Indian, Other (Specify)
4 3/24/1931		5 61	6		7		8 White
COUNTY OF DEATH		TOWN OF DEATH		PLACE OF DEATH (Check one)		OTHER	
9 Hartford		10 Hartford		11 Hospital <input type="checkbox"/> D.O.A. <input checked="" type="checkbox"/> Inpatient <input type="checkbox"/> Outpatient <input type="checkbox"/> Other <input type="checkbox"/>		12 Nursing Home <input type="checkbox"/> Reside <input type="checkbox"/>	
CITY & STATE OF BIRTH (County if not U.S.)		CITIZEN OF		MARRIED <input type="checkbox"/> NEVER MARRIED <input type="checkbox"/> DIVORCED <input type="checkbox"/> LEGALLY SEPARATED <input type="checkbox"/>		LAST SPOUSE (If wife, give maiden name)	
13 Lowell Ma 33		14 U.S.A.		15		16 Doris E. Baw	
SOCIAL SECURITY NUMBER		USUAL OCCUPATION (One kind of work done during most working life, even if retired)		KIND OF BUSINESS OR INDUSTRY			
17 016-24-4004		18 Ct. Trans Service Co.		19			
RESIDENCE STATE		COUNTY		TOWN		NUMBER AND STREET	
20 Conn.		21 Hartford		22 East Hartford		23 38 Monroe St.	
WAS DECEASED A VETERAN IF YES GIVE WAR		BRANCH OF SERVICE		EDUCATION (Specify highest grade completed: Primary/Secondary College 0-12 1-4 5+)			
24 YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> Korean		25 U.S. Navy		26			
FATHER - NAME FIRST MIDDLE LAST		MOTHER FIRST MIDDLE MAID					
27 Joseph W. Trembley		28 Ethel V. McKinley		29			
INFORMANT - NAME		MAILING ADDRESS		RELATIONSHIP TO DECEASED			
30 Doris Trembley		31 38 Monroe St. E. Hfd.		32 wife			
PART I. DEATH WAS CAUSED BY (ENTER ONLY ONE CAUSE PER LINE FOR (a), (b) AND (c))						APPROXIMATE INTERVAL BETWEEN ONSET AND DEATH	
33 IMMEDIATE CAUSE						34	
35 (a) Respiratory failure						36 4 days	
37 (b) Metastatic mesothelioma						38 months	
39 (c)						40	
PART II. OTHER SIGNIFICANT CONDITIONS: CONDITIONS CONTRIBUTING TO DEATH BUT NOT RELATED TO CAUSE						41	
42						43	
NURSE PRONOUNCEMENT TYPE OR PRINT NAME		DEGREE		SIGNATURE		DATE AND TIME PRONOUNCED	
44		45		46		47	
CERTIFICATION - PHYSICIAN Ma Day Year		Ma Day Year		AND LAST SAW HIM/HER ALIVE ON		DEATH OCCURRED On the date, and to the (Time) of my knowledge, due to the cause(s) set	
48 7/16/92		49 7/25/92		50 7/24/92		51 11:25 A	
WAS CASE REFERRED TO MEDICAL EXAMINER <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		SURGERY RELEVANT TO CONDITION REPORTED IN ITEM 30 (Name of Operation) (Date Performed)		THE DECEDENT WAS PRONOUNCED DEAD: Month Day Year		52 25 11	
53		54		55		56	
CERTIFIER - NAME (type or print)		SIGNATURE		DEGREE OR TITLE			
57 ELIZABETH W. BRADY, M.D.		58 Elizabeth W. Brady		59 M.D.		60	
MAILING - CERTIFIER STREET OR R.F.D. NO.		CITY OR TOWN		STATE ZIP		DATE SIGNED (Month, Day, Year)	
61 Suite 511 85 Seymour St		62 Hartford		63 CT 06106		64 7-27-92	
BURIAL, CREMATION, REMOVAL (Specify)		CEMETERY OR CREMATORY - NAME		LOCATION CITY OR TOWN		STATE	
65 Cremation		66 Cedar Hill Cemetery		67 Hartford		68 Ct	
DATE (MONTH, DAY, YEAR)		FUNERAL HOME - NAME AND ADDRESS (STREET OR R.F.D. NO. CITY OR TOWN, STATE, ZIP)					
69 July 27, 1992		70 D'Eppes Funeral Chapel 30 Carter St. E. Hfd					
FUNERAL DIRECTOR OR EMBALMER - SIGNATURE		NAME OF EMBALMER IF BODY WAS EMBALMED		LICENSE NUMBER			
71 [Signature]		72 Not embalmed		73 1927		74	
THIS CERTIFICATE RECEIVED FOR RECORD ON		BY					
75 JUL 27 1992		76 Mark Mitchell M.D.		77			

"SEAL"

I certify that this is a true copy of the certificate as recorded in this office.

Attest: [Signature] Asst. Registrar of "VITAL STATISTICS"

Dated: JUL 27 1992 City of "HARTFORD CONNECTICUT"

Not good without SEAL of the "HARTFORD HEALTH DEPARTMENT"

Claim No. 427

FIDUCIARY'S PROBATE
CERTIFICATE (PC-450)

STATE OF CONNECTICUT
COURT OF PROBATE

Recorded:
Page: 1

Court of Probate, District of East Hartford
District Number 043

92-0356

Estate of: THOMAS W. TREMBLAY, SR

Date of Certificate: 11/09/1992

Fiduciary's name and address:

Thomas W. Tremblay, Jr., 135 North Mountain Road, Canton, CT 06019

Position of trust: executor

Date of appointment: 10/27/1992

The undersigned hereby certifies that the fiduciary of the above named estate has accepted appointment; executed probate bond according to law or has been excused by Will or by Statute; and is legally authorized and qualified to act as such fiduciary on said estate, said appointment being unrevoked and in full force as of the above Date of Certificate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of this Court on the above Date of Certificate.

COURT SEAL

Patricia Robillard

Patricia Robillard ~~Judge~~/Ass't Clerk

NOT VALID WITHOUT COURT OF PROBATE SEAL IMPRESSED

As used in this document, the word fiduciary includes the plural, where the context so requires.

HARTFORD HOSPITAL SURGICAL PATHOLOGY

NAME	TREMBLAY, Thomas	AGE	60	PATH NO.	S92-1371
HIST. NO.	116 79 190	M.F.		DATE	1/17/92
LOCATION	BLIE	<u>REVISED REPORT</u>		OPERATOR	Allmendinger
EXAMINER	Cole (Change in Final Diagnosis - Original Dx Date 1/27/92)				

DESCRIPTION Clinical Diagnosis: Mesothelioma.

MAC: The specimen is labeled pleura of right chest and consists of multiple, irregular, glistening, pink-brown soft tissue fragments measuring in aggregate 1.8 x 1 x 0.3 cm. The largest fragment measures 0.4 cm. in greatest dimension. The specimen is entirely submitted.

In the afternoon, another specimen is received for the same patient. The specimen consists of five slightly firm pink-white soft tissue fragments. The largest one measures 0.5 cm. in greatest dimension. The specimen is entirely submitted. (SH)

COMMENT: The tumor involving the chest is a malignant neoplasm showing areas of solid epithelial differentiation as well as spindle cell differentiation. A PAS stain with and without digestion with diastase shows copious amounts of glycogen but no mucin. A colloidal iron stain with and without hyaluronidase reveals moderate hyaluronic acid. A cytokeratin immunoperoxidase reaction is positive in a perinuclear distribution. Both EMA and vimentin monoclonal antibodies are positive. Carcinoembryonic antigen and B72.3 are negative while a Ber-EP4 shows only rare staining. Rare staining in mesotheliomas with this latter antigen may occasionally be found. Both routine histochemistry and immunocytochemistry strongly support the diagnosis of malignant mesothelioma.

DIAGNOSIS 1/31/92 (MICRO) Cell Blocks and needle biopsies, pleura:
Malignant mesothelioma, biphasic type with solid epithelial and spindle cell subtype. See comment.

Solon R. Cole, M.D.
SURGICAL PATHOLOGY

HARTFORD HOSPITAL • HARTFORD, CT 06115 • CT REG. #HP-0254

Hartford Lung Physicians, P.C.
ARTHUR C. DeGRAFF, JR., M.D.
85 SHYMOUR STREET
HARTFORD, CONNECTICUT 06106
Telephone (203) 278-7878

May 15, 1992

Attorney Stephen Embry
P.O. Box 1409
Groton, CT 06340

Re: Thomas Tremblay

Dear Attorney Embry:

As you know, Mr. Tremblay has malignant mesothelioma which results from his exposure to asbestos. The diagnosis of malignant mesothelioma has been confirmed by Dr. Colo. Since Mr. Tremblay did have significant asbestos exposure at work and malignant mesothelioma is an asbestos caused disease, it must be assumed that the malignant mesothelioma resulted from his asbestos exposure.

Mr. Tremblay has experienced, in addition to the malignant mesothelioma, renal failure consequent to administration of cis platinum in treatment of the malignant mesothelioma. He has suffered considerable disability as a consequence of the renal failure combined with the mesothelioma. Additionally, the malignant mesothelioma has spread locally to invade the chest wall and right-sided ribs. This has caused considerable pain. Mr. Tremblay has recently received several weeks of radiation therapy in treatment of pain which could not be controlled at home. He has just been discharged from Hartford Hospital.

In summary, the malignant mesothelioma was caused by asbestos exposure. Treatment of the malignant mesothelioma caused renal failure. Metastatic rib disease and intractable pain resulted from extension of the malignant mesothelioma into the chest wall. Additionally, chronic anemia with persisting fatigue has developed as a consequence of the renal failure and directly as a consequence of the malignant mesothelioma.

I hope that this answers any questions that you may have regarding Mr. Tremblay. If you have any further questions, don't hesitate to write to me.

Sincerely yours,

Arthur C. DeGraff, Jr., M.D.

ACD/ljk

cc: Mr. Tremblay

SUMMONS
CIVIL (except family actions)
JD-CV-1 Rev. 1-87

EN, STAT. 51-346, 51-347, 51-349, 51-350, 52-45a,
2-48, 52-259
R. BK. 49, 63, 66

Case 01-01139-AM **SUPERIOR COURT** Filed 08/05/03 *Claim No. 427*

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INSTRUCTIONS

Prepare on typewriter: sign original summons (top sheet) and conform copies of the summons (sheets 3 and 4).
If there is more than one defendant, prepare or photocopy conformed summons for each additional defendant.
Attach the original summons, with computer sheet attached (page 2), to the original complaint, and attach a copy of the summons to each copy of the complaint. Also, if there are more than 2 plaintiffs or 4 defendants prepare form JD-CV-2 and attach it to the original and all copies of the complaint.
After service has been made by officer, file original papers and officer's return with the clerk of the court.
The party recognized to pay costs must appear personally before the authority taking the recognizance.
Do not use this form for actions in which an attachment, garnishment or replevy is being sought. See Practice Book Section 49 for other exceptions.

- ONE OF THE FOLLOWING:**
Amount, legal interest or property in demand, exclusive of interest and costs is
- a. ☐ less than \$2,500
 - b. ☐ \$2,500 through \$14,999.99
 - c. ☒ \$15,000 or more
 - d. ☒ Claiming other relief in addition to or in lieu of money damages.

Any proper officer, BY AUTHORITY OF THE STATE OF CONNECTICUT, you are hereby commanded to make due and legal service of this summons and attached Complaint.

JUDICIAL DISTRICT OR G.A. NO.	AT (Town in which writ is returnable) (Gen. Stat. 51-346, 51-349)	RETURN DATE (Mo., day, yr.)
New London	New London	June 23, 1992
ADDRESS OF CLERK OF COURT WHERE WRIT AND OTHER PAPERS SHALL BE FILED (Gen. Stat. 51-347, 51-350)		CASE TYPE (From Judicial Dept. code list)
P.O. Box 671, New London, CT 06320		Major T Minor 20
PARTIES	NOTE: Individual's Names: Last, First, Middle Initial	NAME AND ADDRESS OF EACH PARTY
FIRST NAMED PLAINTIFF		Tremblay, Thomas, 38 Monroe Street, East Hartford, CT 06118
Additional Plaintiff		Tremblay, Doris, 38 Monroe Street, East Hartford, CT 06118
FIRST NAMED DEFENDANT		Owens-Corning Fiberglas Corp., c/o CT. Corporation Systems, One Commercial Plaza, Hartford, CT
Additional Defendant		Owens-Illinois Corp., One Sea Gate Toledo, OH 43666, c/o Secretary of State, 30 Trinity Street, Hartford, CT
Additional Defendant		Pittsburgh-Corning Corp., 800 Presque Isle Drive., Pittsburgh, PA 15239, c/o Secretary of State, 30 Trinity Street, Hartford, CT
Additional Defendant		Keene Corp., 200 park Avenue, New York, NY, c/o Secretary of State, 30 Trinity Street, Hartford, CT

NOTICE to each DEFENDANT

- You are being sued.
- This paper is a Summons in a lawsuit.
- The Complaint attached to these papers states the claims that each Plaintiff is making against you in this lawsuit.
- To respond to this summons, or to be informed of further proceedings, you or your attorney must file a form called an "Appearance" with the Clerk of the above named Court at the above Court address on or before the second day after the above Return Date.
- If you or your attorney do not file a written "Appearance" form on time, a judgment may be entered against you by default.
6. The "Appearance" form may be obtained at the above Court address.
7. If you believe that you have insurance that may cover the claim that is being made against you in this lawsuit, you should immediately take the Summons and Complaint to your insurance representative.
8. If you have questions about the Summons and Complaint, you should consult an attorney promptly. The Clerk of Court is not permitted to give advice on legal questions.

DATE	SIGNATURE (Print and "X" proper box)	<input checked="" type="checkbox"/> Commissioner of Superior Court <input type="checkbox"/> Assistant Clerk	TYPE IN NAME OF PERSON SIGNING AT LEFT
May 14, 1992	<i>[Signature]</i>		Stephen C. Embry
FOR THE PLAINTIFF(S) ENTER THE APPEARANCE OF:		TELEPHONE NO.	JURIS NO. (If atty. or law firm)
NAME AND ADDRESS OF ATTORNEY, LAW FIRM OR PLAINTIFF IF PRO SE		449-0341	109232
Embry and Neusner, P.O. Box 1409, Groton, CT 06340		SIGNATURE OF PLAINTIFF IF PRO SE	
NAME AND ADDRESS OF PERSON RECOGNIZED TO PROSECUTE IN THE AMOUNT OF \$250			
Maria Santiago, P.O. Box 1409, Groton, CT 06340			
0. PLFS.	NO. DEFS.	NO. CNTS.	SIGNED (Official taking recognizance, "X" proper box)
2	25	3	<i>[Signature]</i>
<input checked="" type="checkbox"/> Commissioner of Superior Court <input type="checkbox"/> Assistant Clerk			
IF THIS SUMMONS IS SIGNED BY A CLERK:			
a. The signing has been done so that the Plaintiff(s) will not be denied access to the courts.			
b. It is the responsibility of the Plaintiff(s) to see that service is made in the manner provided by law.			
c. The Clerk is not permitted to give any legal advice in connection with any lawsuit.			
d. The Clerk signing this Summons at the request of the Plaintiff(s) is not responsible in any way for any errors or omissions in the Summons, any allegations contained in the Complaint, or the service thereof.			
I hereby certify I have read and understand the above:		SIGNED (Pro se plaintiff)	DATE SIGNED
		DOCKET NO.	

ORIGINAL

SUMMONS, Civil

Claim No. 427

SUMMONS
CIVIL (except family actions)
D-CV-1 Rev. 1-87

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- a. ☐ less than \$2,500
b. ☐ \$2,500 through \$14,999.99
c. ☒ \$15,000 or more
d. ☒ Claiming other relief in addition to or in lieu of money damages.

JUDICIAL DISTRICT OR G.A. NO.	LOCATION	RETURN DATE		
New London	New London	June 23, 1992		
P.O. Box 671, New London, CT 06340		CASE TYPE Major T Minor 20		
PARTIES	NAME	PRO SE ADDRESS ONLY	* <input type="checkbox"/> Form JD-CV-2 attached	PTY NO.
FIRST NAMED PLAINTIFF	(Keypunch only if pro se signature appears at bottom)			01
Additional Plaintiff	Trenblay, Thomas, 38 Monroe Street, East Hartford, CT 06118			02
FIRST NAMED DEFENDANT	Trenblay, Doris, 38 Monroe Street, East Hartford, CT 06118			50
Additional Defendant	Owens-Corning Fiberglas Corp., c/o CT, Corporation Systems, One Commercial Plaza, Hartford, CT			51
Additional Defendant	Owens-Illinois Corp., One Sea Gate Toledo, OH 43666, c/o Secretary of State, 30 Trinity Street, Hartford, CT			52
Additional Defendant	Pittsburgh-Corning Corp., 800 Presque Isle Drive., Pittsburgh, PA 15239, c/o Secretary of State, 30 Trinity Street, Hartford, CT			53
Additional Defendant	Keene Corp., 200 park Avenue, New York, NY, c/o Secretary of State, 30 Trinity Street, Hartford, CT			

May 14, 1992



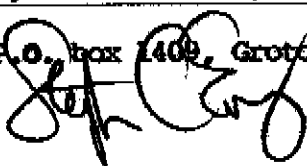
X

Stephen C. Embry

NAME AND ADDRESS OF ATTORNEY, LAW FIRM OR PLAINTIFF IF PRO SE	TELEPHONE NO.	JURIS NO. (if atty. or law firm)
Embry and Neusner, P.O. Box 1409, Groton, CT 06340	449-0341	109232

Meria Santiago, P.O. box 1409, Groton, CT 06340

NO. PLFS.	NO. DEFS.	NO. CNTS.
2	25	3



X

☐ No Fee

FILE DATE
DOCKET NO.

PRO SE SIGNATURE

CIVIL SUMMONS
CONTINUATION OF PARTIES
JD-CV-2 NEW 9-76

FIRST NAMED PLAINTIFF (Last, First, Middle Initial)

Trenblay, Thomas 38 Monroe Street, East Hartford, CT 06118

FIRST NAMED DEFENDANT (Last, First, Middle Initial)

Owens-Corning Fiberglas Corporation et al

NOTE: Individual's names: Last, First, Middle initial

Additional PLAINTIFFS
 (Name and address of each)

NOTE: Individual's names: Last, First, Middle initial

Additional DEFENDANTS
 (Name and address of each)

Fibreboard Paper Products, 1000 Burnett Avenue, Concord, CA 94520 c/o
 Secretary of State, 30 Trinity Street, Hartford, CT
 GAF Corp., 1361 Alps Road, Wayne, New Jersey 07470 c/o
 Secretary of State, 30 Trinity Street, Hartford, CT
 Armstrong World Industries, c/o
 CT. Corporation Systems, One Commercial Plaza, Hartford, CT
 AMCHEM Products c/o
 CT. Corporation Systems, One Commercial Plaza, Hartford, CT
 Robert A. Keasbey Co., c/o
 CT. Corporation Systems, One Commercial Plaza, Hartford, CT
 Cummings Insulation Co., c/o
 CT Swartling, 174 State Street Meriden, CT
 The Claremont Company, c/o
 CT Swartling, 174 State Street Meriden, CT
 Garlock Corporation, c/o
 CT. Corporation Systems, One Commercial Plaza, Hartford, CT
 Eastern Refractories company, Inc., c/o
 CT. Corporation Systems, One Commercial Plaza, Hartford, CT
 W.J. Barney, c/o
 CT. Corporation Systems, One Commercial Plaza, Hartford, CT
 Rock Wool Manufacturing Co., 203 N.7th Street & Thornton, P.O. Box 506 Leeds, Alabama c/o
 Secretary of State, 30 Trinity Street, Hartford, CT

CIVIL SUMMONS
CONTINUATION OF PARTIES
 JD-CV-2 NEW 9-76

FIRST NAMED PLAINTIFF (Last, First, Middle initial)

Remblay, Thomas 38 Monrore Street, East Hartford, CT 06118

FIRST NAMED DEFENDANT (Last, First, Middle initial)

Cowens-Corning Fiberglas Corporation et al

NOTE: Individual's names: Last, First, Middle initial

Additional PLAINTIFFS
 (Name and address of each)

NOTE: Individual's names: Last, First, Middle initial

Additional DEFENDANTS
 (Name and address of each)

Combustion Engineering, Inc., c/o

CT. Corporation Systems, One Commercial Plaza, Hartford, CT

ACE Asbestos Manufacturing Co., One Cozine Ave., Brooklyn, NY 11207 c/o

Secretary of State, 30 Trinity Street, Hartford, CT

Anchor Packing Company, 408G Gallimore Dairy Road, Greensboro, NC 27409 c/o

Secretary of State, 30 Trinity Street, Hartford, CT

R. Grace & Co.

C.T. Corporation Systems, One Commercial Plaza, Hartford, CT

American Optical Corp., 14 Mechanic Street, southbridge, MA 01550, c/o

Secretary of State, 30 Trinity Street, Hartford, CT

ACANDS, Inc.

C.T. Corporation Systems, One Commercial Plaza, Hartford, CT

Johnson Asbestos, P.O. Box 311, Springfield, MA 01101, c/o

Secretary of State, 30 Trinity Street, Hartford, CT

John Crane Inc.,

CT Corporation System, One Commercial Plaza, Hartford, CT

Tenmat Limited, Bowden House, Ashburton Rd. W. Trafford Park, Manchester M17 1RA England,

c/o Secretary of State, 30 Trinity Street, Hartford, CT

Guard Line Inc., 215-17S. Louise Street Atlanta, TX 75551 c/o

Secretary of State, 30 Trinity Street, Hartford, CT

RETURN DATE:

THOMAS W. TREMBLAY
AND
DORIS TREMBLAY

Plaintiff

VS.

OWENS-CORNING FIBERGLAS CORPORATION
OWENS-ILLINOIS CORPORATION AND
OWENS-ILLINOIS GLASS COMPANY
PITTSBURGH-CORNING CORPORATION in its:
individual corporate entity
and as successor in interest
to UNION ASBESTOS & RUBBER
COMPANY, a/k/a UNARCO
KEENE CORPORATION, successor by merger
with BALDWIN-EHRET-HILL, INC.,
a/k/a ASTEN-HILL
FIBREBOARD PAPER PRODUCTS a/k/a PABCO CO.
GAF CORPORATION, in it individual
corporate entity and as successor to
the RUBEROID CORPORATION
AMCHEM PRODUCTS, INC., a/k/a BENJAMIN
FOSTER CO.

: SUPERIOR COURT

: J. D. OF NEW LONDON

: MAY 14, 1992

ARMSTRONG WORLD INDUSTRIES, successor in :
interest to ARMSTRONG CORK COMPANY. :
ROBERT A. KEASBEY COMPANY; :
CUMMINGS INSULATION CO., INC., :
CLAREMONT COMPANY, INC. :
GARLOCK CORPORATION :
EASTERN REFRACTORIES COMPANY INC. :
W.J. BARNEY :
ROCK WOOL MANUFACTURING COMPANY, :
COMBUSTION ENGINEERING, INC., :
ACE ASBESTOS MANUFACTURING CO. f/k/a EMPIRE :
ACE INSULATION MANUFACTURING CORP. :
ANCHOR PACKING CO., a subsidiary of COLT :
INDUSTRIES, INC. :
W.R. GRACE & COMPANY-CONNECTICUT f/k/a :
W.R. GRACE & COMPANY :
AMERICAN OPTICAL CORPORATION :
ACANDS, INC. :
JOHNSON ASBESTOS :
JOHN CRANE :
TENMAT LIMITED, a subsidiary of J.W. :
ROBERTS, LTD. :
GUARD LINE INCORPORATED :
DEFENDANTS :

COMPLAINT

1A. The Plaintiff, Thomas Tremblay, resides in East Hartford, Connecticut.

1B. The Plaintiff, Doris Tremblay, is and at all relevant times has been the wife of Thomas Tremblay.

2A. Owens-Corning Fiberglas Corporation is a Delaware corporation with a principal place of business in Toledo, Ohio.

2B. Owens-Illinois Corporation and Owens-Illinois Glass Company are foreign corporations with principal places of business in Toledo, Ohio.

2C. Pittsburgh-Corning Corporation is a foreign corporation with a principal place of business at Three Gateway Center, Pittsburgh, Pennsylvania.

2D. Keene Corporation, successor by merger with Baldwin-Ehret-Hill, Inc. a/k/a Asten-Hill is a Delaware corporation doing business in the State of Connecticut.

2E. Fibreboard Paper Products a/k/a PABCO Company is a foreign corporation which does business in the State of Connecticut.

2F. GAF Corporation, successor by merger with The Ruberoid Company f/k/a General Analine & Film Corporation, is a Delaware corporation and is authorized to do business in the State of Connecticut.

2G. AMCHEM Products, Inc., a/k/a Benjamin Foster Company is a foreign corporation doing business in Connecticut.

2H. Armstrong World Industries, successor in interest to Armstrong Cork Company, is a foreign corporation doing business in Connecticut.

2I. Robert A. Keasbey Company is a New York corporation and is doing business in the State of Connecticut.

2J. Cummings Insulation Company, Inc. is a Connecticut corporation with an office at 174 State Street in the Town of Meriden, County of New Haven and State of Connecticut.

2K. The Claremont Company, Inc., is a Connecticut corporation with an office at 174 State Street in the Town of Meriden, County of New Haven and State of Connecticut.

2L. Garlock Corporation, is a foreign corporation doing business in Connecticut.

2M. Eastern Refractories Company, Inc. is a Massachusetts corporation with its principal place of business at 20 Flanders Road, Belmont, Massachusetts.

2N. W.J. Barney Company, is a foreign corporation with a principal place of business in New York.

2O. Rock Wool Manufacturing Company, is an Alabama corporation with its principal place of business at P.O. Box 506 Leeds Alabama.

2P. Combustion Engineering, Inc., is a Delaware corporation with its principal place of business at 900 Long Ridge Road, Stamford, Connecticut.

2Q. Ace Asbestos Manufacturing Co., f/k/a Empire Ace Insulation Manufacturing Corp., is a New Jersey corporation with its principal place of business at One Cozine Avenue, Brooklyn, New York.

2R. Anchor Packing Company, a subsidiary of Colt Industries, Inc., is a Delaware corporation with its principal place of business at 408G Gallimore Dairy Road, Greensboro, North Carolina.

2S. W.R. Grace & Company-Connecticut f/k/a W.R. Grace & Company is a corporation with a principal place of business in Florida.

2T. American Optical Corporation is a foreign corporation with a principal place of business in Delaware.

2U. ACANDS, Inc., f/k/a Armstrong Contracting and Supply Corporation, a Delaware corporation having its principal place of business in Pennsylvania and doing business in the state of Connecticut at all relevant times.

2V. Johnson Asbestos, is a Massachusetts corporation with a principal place of business in West Springfield, Massachusetts.

2W. John Crane Inc., is a corporation which does business in the state of Connecticut.

2X. Tenmat Limited, is a foreign corporation doing business in the state of Connecticut.

2Y. Guard Line Incorporated, is a corporation which does business in the state of Connecticut.

3. The Plaintiff, Thomas Tremblay, social security #016-24-4004 has worked for the Navy from 1947 to 1950 as a boilerman, Pratt and Whitney from 1952 to 1960 as a boilerman and at Connecticut Trane Company from 1963 to 1992. He worked in areas where asbestos products were used. He also has been exposed to asbestos products over the years as a consumer.

4. The Defendants listed in paragraph 2A through 2Y manufactured, distributed, and sold various asbestos products to the Navy, Pratt and Whitney and Connecticut Trane Company or to distributors who in turn delivered and sold such products to the Navy, Pratt and Whitney and Connecticut Trane Company. During the relevant periods of time each corporation was doing business in the State of Connecticut.

FIRST COUNT BASED ON PRODUCTS LIABILITY
PURSUANT TO CONNECTICUT GENERAL STATUTE 52-572 M ET. SEQ.
FOR PLAINTIFF, THOMAS TREMBLAY FOR
PERSONAL INJURIES AND DAMAGES

5. While Thomas Tremblay worked for the Navy, Pratt Whitney and Connecticut Trane Company and at various times as a consumer, he was exposed to asbestos products of the Defendants which exposure directly and proximately caused him to develop mesothelioma. As part of his employment, he was forced to come in contact with and to breath and ingest asbestos fibers and dust coming from said asbestos product, and diatomaceous earth coming from said products.

6. The illness and disability of Thomas Tremblay are the direct and proximate result of the negligence, recklessness and willfulness of the Defendants, jointly and severally, in that they produced, sold and otherwise put into the stream of interstate commerce, asbestos and asbestos related insulation materials and other asbestos-containing and diatomaceous earth containing products which the Defendants, and each of them, knew, or in the exercise of ordinary care, should have known were deleterious, poisonous and highly harmful to Plaintiff's body, lungs, respiratory system, skin and health. At all times said asbestos and asbestos related products were so intrinsically dangerous so as to necessarily expose users of the materials to probable injury and were ultrahazardous.

7. The injuries, illness and disability of the Plaintiff, are the direct and proximate result of the negligence, recklessness and willfulness of the Defendants, jointly and severally, in that, even though the Defendants knew, or, in the exercise of ordinary care, should have known, that the asbestos and diatomaceous earth-containing products were deleterious, poisonous and highly harmful to the Plaintiff's body, lungs, respiratory system, skin and health, the Defendants nonetheless:

7a. Failed to advise the Plaintiff of the dangerous characteristics of their asbestos and asbestos related insulation products, and other asbestos-containing products, or of the dangerous characteristics of defendants products containing diatomaceous earth.

7b. Failed or omitted to provide the Plaintiff with the knowledge as to what would be reasonably safe and sufficient wearing apparel and proper protective equipment and appliances if, in truth, they were in any way able to protect him from being poisoned and disabled as he was by exposure to such deleterious and harmful asbestos related insulation materials, and other asbestos-containing products, and diatomaceous earth containing products.

7c. Failed and omitted to place any warnings or sufficient warnings on their containers of said asbestos and asbestos insulation materials and diatomaceous earth products to warn the handlers thereof of the dangers to health in coming in contact with said asbestos and asbestos insulation materials and other asbestos-containing products, and their diatomaceous earth containing products.

7d. Failed and omitted to take reasonable precautions or to exercise reasonable care to publish, adopt and enforce a safety plan and a safe method of handling and installing said asbestos and asbestos insulation materials and other asbestos-containing products, and their diatomaceous earth containing products.

7e. Inadequately warned, if, in fact, they warned at all, persons such as the Plaintiff of the dangers to their health in coming in contact with and breathing said asbestos and asbestos and diatomaceous earth related materials, and other asbestos-containing products including the special dangers of asbestos exposure to cigarette smokers;

7f. Did not recommend methods to improve the work environment;

7g. Failed to properly test and investigate the safety of the asbestos and diatomaceous earth products Defendants were manufacturing, selling and distributing or to develop alternative products;

7h. Failed to provide adequate safety instruction for persons who would reasonably and foreseeably come into contact with their products so they could be used with safety;

7i. Failed to eliminate or reduce the amount of asbestos and or diatomaceous earth contained in their asbestos products;

7j. Continued to use a known cancer-causing product, to-wit: asbestos;

8. The defendants intentionally misrepresented that their diatomaceous earth and asbestos products were reasonably safe for their intended use and fraudulently concealed information about them which fraudulent concealment caused plaintiffs injuries as stated herein.

9. The defendants, as part of their business, manufactured, sold and delivered their insulating products into the stream of commerce in a defective, unsafe and inherently dangerous condition as described above, and the asbestos and diatomaceous earth products were expected to and did reach such persons without substantial change in the condition in which they were sold.

10. At all relevant times, the insulating and or asbestos products were used and employed for the purpose for which they were manufactured, sold and intended to be used in a manner foreseeable to the Defendants.

11. Defendants expressly or impliedly warranted that said asbestos and diatomaceous earth products were of merchantable quality, fit and safe for the purpose for which they were manufactured, sold or used.

12. Defendants breached the said warranties in that their asbestos and diatomaceous earth products were not fit and safe for the purposes for which they were manufactured, sold and used so that they could not be used without extreme danger to those who breathed the dust coming from their products.

13. All or some of the Defendants became aware of the dangers of breathing asbestos and diatomaceous earth before the Plaintiff was exposed to Defendants' asbestos products but they intentionally and fraudulently concealed the danger from the Plaintiff and the public or conspired to do the same and intentionally misrepresented the information they caused to be published concerning the dangers of asbestos, and diatomaceous earth.

14. Some or all of the Defendant corporations were aware or in the exercise of reasonable care should have been aware of medical and scientific data, studies and reports since approximately 1929, which information clearly indicated that asbestos and asbestos containing products were hazardous to the health and safety of the Plaintiff and other human beings.

15. The Defendants, and each individually, since the 1920's have consistently failed to acknowledge, publish, or in any way advise the studies and reports known throughout the industry, including studies conducted by or on behalf of various Defendants in the asbestos industry.

16. It was the continuing duty of the Defendants to advise and warn purchasers, consumers, users, and prior purchasers, consumers and users of all dangers, characteristics and defects discovered subsequently to their initial marketing or sale of their asbestos and asbestos products, which duty the defendants breached in failing to warn adequately of the hazards of their products.

17. As a result of the acts of the Defendant and the exposure to asbestos products manufactured or sold by Defendants, Plaintiff, Thomas Tremblay was diagnosed on January 20, 1992 as having an asbestos and or diatomaceous earth related disease consisting of mesothelioma. He has endured pain and mental anguish and will continue to in the future. He was hospitalized and forced to undergo a biopsy on his lungs, has suffered loss of lung function and will require future medical care and treatment with attendant costs. As a consequence of his mesothelioma and attendant medical care he has suffered kidney failure and jaundice. He has been placed in fear of early and painful death and his life expectancy has been reduced. His earning capacity has been impaired and he has been restricted in his usual activities. The foregoing injuries and damages are of a permanent nature and he is at increased risk to develop further medical problems and complications due to his asbestos exposure, with attendant damages.

SECOND COUNT FOR EXEMPLARY OR PUNITIVE
DAMAGES ON BEHALF OF PLAINTIFF THOMAS TREMBLAY

18. Paragraph 5 through 17 of the First Claim are hereby repeated and realleged.

19. The injuries and damages were caused by the Defendants in that their actions constituted wanton, willful and malicious misconduct and demonstrated a reckless disregard for the consequences the Defendants knew or should have known would result.

20. The Defendants, after they learned or should have learned of the dangers of asbestos exposure and diatomaceous earth, failed or refused to notify the Plaintiff of the dangers of his prior exposure and of the need for continuing medical surveillance, and conspired to keep such knowledge from the public.

21. The Defendants, after they learned of some of the dangers of asbestos and diatomaceous earth by exposure after others became ill, failed to promptly act to protect the Plaintiff and others they knew were already exposed or in the future would be exposed to their asbestos products, and diatomaceous earth products.

THIRD COUNT FOR DAMAGES ON
BEHALF OF DORIS TREMBLAY

22. Paragraphs 1 through 21 of the first count are repeated and realleged as if fully set forth in this count.

23. Doris Tremblay the wife of Thomas Tremblay, as a result of the injuries and damages suffered by Thomas Tremblay caused by his use of the defendants products as alleged in the first count has suffered the loss of the love affection, services and consortium of her husband.

By


STEPHEN C. EMBRY

STATEMENT OF AMOUNT IN DEMAND

WHEREFORE, the plaintiff, Thomas Tremblay claims damages against the defendants jointly and severly on the first count, and Doris Tremblay claims damages against the defendants jointly and severly on the second count:

1. The amount claimed is in excess of \$15,000.00.
2. Punitive and exemplary damages.

By



STEPHEN C. EMBRY

State of Connecticut)

SS: Hartford May 21, 1992

County of Hartford)

Then and there by virtue hereof and by direction of the Plaintiff's Attorney, I made due and legal service upon the within named out-of-state defendant corporations in the following manner:

- | | | |
|---|--|---|
| 1) GAF Corporation
1361 Alps Road
Wayne, New Jersey 07470 | 6) Rock Wool Manufacturing Co.
203 N. 7th Street & Thornton
P.O. Box 506 Leeds Alabama | 9) American Optical Corp.
14 Mechanic Street
Southbridge Ma 01550 |
| 2) Keene Corporation
200 Park Avenue
New York, NY | 7) ACE Asbestos Manufacturing Co.
One Cozine Ave.
Brooklyn, NY 11207 | 10) Johnson Asbestos
P.O. Box 311
Springfield MA 01101 |
| 3) Pittsburg-Corning Corp.
800 Resque Isle Drive
Pittsburg, PA 15239 | 8) Anchor Packing Company
408G. Gallimore Dairy Road
Greensboro, NC 27409 | 11) Tenmet Limited
Bowden House
Ashburton Rd
W. Trafford Park
Manchester M17 1RE
England |
| 4) Owens-Illinois Corp.
One Sea Gate
Toledo, OH 43666 (ATTN Mona Huffman) | | 12) Guard Line Inc.
215-17S Louise Street
Atlanta, TX 75551 |
| 5) Fiberboard Products
1000 Burnett Avenue, Suite 400
Concord, CA 94520 | | |

~~XXXXXXXXXXXXXXXXXXXX~~
~~AMCHEM PRODUCTS~~
~~39 Old Ridgebury Road~~
~~Danbury, Ct. 06817-0001~~

by leaving two true and attested copies of this the original Writ, Summons and Complaint for each of the within named out-of-state defendant corporations herein named at the office of the Secretary of the State of Connecticut. Said Secretary of the State of Connecticut is duly authorized agent and attorney for the within named out-of-state defendant corporations, at 30 Trinity Street, Hartford, Connecticut.

And afterwards on the 21ST day of MAY 1992 in the Town and County of Hartford, State of Connecticut, I made due and legal service upon the within named out-of-state defendants corporations in the following manner:

- 1) Owens-Corning Fiberglas Corp.
24th Floor, Fiberglas Tower
Toledo, OH 43666
- 2) John Crane, INC. c/o The Corporation Trust Company
Corporation Trust Center, 1209 Orange Street
Wilmington, DE 19801
- 3) Armstrong World Industries
Liberty & Charlotte Street
Lancaster, PA 17604
- 4) AMCHEM PRODUCTS
39 Old Ridgebury Road
Danbury, Ct. 06817-0001


- 5) Robert A. Keasbey, c/o
CT Corporation Systems
One Commerical Plaza, Hartford, Ct.
- 6) Garlock Corporation c/o
CT Corporation Systems
One Commerical Plaza, Hartford
- 7) Eastern Refractories Company, Inc., c/o
CT Corporation Systems
- 8) W.J. Barney, c/o
CT Corporation Systems
One Commerical Plaza, Hartford, Ct.
- 9) Combustion Engineering, Inc., c/o
CT Corporation Systems
One Commerical Plaza, Hartford, Ct.
- 10) ACANDS, Inc., c/o
CT Corporation Systems
One Commerical Plaza, Hartford, Ct.

by leaving a true and attested copy of this the original Writ, Summons and Complaint for each of the within named defendant Corporations with and in the hands of Gary J. Scappini, Special Assistant Secretary of CT Corporation and agent for service for the within named defendant corproations, at One Commerical Plaza, Hartford, Connecticut.

And afterwards on the 21st day of May, 1992 in the Town of Hartford, County of Hartford, State of Connecticut, I made due and legal service upon the within named ~~XXXXXX~~ out-of-state defendant corporation W.R. Grace & Co.-Conn by leaving a true and attested copy of this the original Writ, Summons and Complaint with and in the hands of Jamie Hall Office Manager of Prentice Hall Legal & Financial Services and agent for service for the within named defendant corporation, at 30 High Street Hartford, Connecticut.

And afterwards on the 21st day of May, 1992 in the Town of meriden, County of New Harven, State of Connecticut I made due and legal service upon the within named defendant Corporations Cummings Insulation Co. and The Claremont Company both of 174 State Street Meriden Ct. by leaving two and atested copies of this the original Writ, Summons and Complaint for each of the within named defendant corporations with and in the hands of David R. Coutts Controller of both defendant corproations at 174 State Street, Meriden, Ct.

The within and foregoing is the original Writ, Summons and Complaint with my doings endorsed hereon.

ATTEST: 
Thomas F. McKatrick
Deputy Sheriff-New London County

Sheriff's Fees:
Travel.....\$ 28.80
Service..... 260.00
Pages..... 400.00
Sec. of State Fee:..... 120.00
Endorsements..... 8.40
Total \$817.20